

Apr 12, 2018

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,  
v.

RAYNEE DAKOTA MOORE,

Defendant.

No. 2:18-CR-0009-SAB-1

ORDER GRANTING MOTION FOR  
TEMPORARY RELEASE

**MOTION GRANTED  
(ECF No. 47)**

Before the Court is Defendant's Motion for Temporary Release. ECF No. 47. Defendant advises that he has been accepted for an inpatient substance abuse treatment program at Sunray Court. He further advises that a bed date is available for him on April 16, 2018, and that Pioneer Center East staff will transport him from the Spokane County Jail, picking him up at 1:00 p.m. on that day, and transport him to the facility for his treatment.

Defendant also recites that neither the United States nor U.S. Probation does not oppose the motion. ECF No. 47 at 1.

Accordingly, **IT IS ORDERED** that Defendant be temporarily released from custody of the U.S. Marshal to a representative of Pioneer Center East on the conditions below. **On April 16, 2018, at 1:00 p.m., Defendant shall be picked up at the Spokane County Jail by Pioneer Center East and transported to Sunray Court for inpatient treatment.**

## STANDARD CONDITIONS OF RELEASE

- (1) Defendant shall not commit any offense in violation of federal, state or local law. Defendant shall advise the supervising Pretrial Services Officer and defense counsel within one business day of any charge, arrest, or contact with law enforcement. Defendant shall not work for the United States government or any federal or state law enforcement agency, unless Defendant first notifies the supervising Pretrial Services Officer in the captioned matter.
- (2) Defendant shall immediately advise the court, defense counsel and the U.S. Attorney in writing before any change in address and telephone number.
- (3) Defendant shall appear at all proceedings as required and shall surrender for service of any sentence imposed as directed.
- (4) Defendant shall sign and complete A.O. Form 199C before being released and shall reside at the address furnished.
- (5) Defendant shall not possess a firearm, destructive device or other dangerous weapon.
- (6) Defendant shall report to the United States Probation Office before or immediately after release and shall report as often as they direct, at such times and in such manner as they direct.
- (7) Defendant shall contact defense counsel at least once a week.
- (8) Defendant is further advised, pursuant to 18 U.S.C. § 922(n), it is unlawful for any person who is under indictment for a crime punishable by imprisonment for a term exceeding one year, to possess, ship or transport in interstate or foreign commerce any firearm or ammunition or receive any firearm or ammunition which has been shipped or transported in interstate or foreign commerce.
- (9) Defendant shall refrain from the use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner in conformance with Federal law. Defendant may not use or possess marijuana, regardless of whether Defendant has been authorized medical marijuana under state law.

1 (10) Defendant shall surrender any passport to Pretrial Services and shall not apply  
2 for a new passport.

### 3 **SUBSTANCE ABUSE EVALUATION AND TREATMENT**

4 If Defendant is required to submit to a substance abuse evaluation, inpatient  
5 or outpatient treatment, the following shall apply:

6 Defendant shall complete treatment indicated by an evaluation or  
7 recommended by Pretrial Services and shall comply with all rules of a treatment  
8 program. Defendant shall be responsible for the cost of testing, evaluation and  
9 treatment, unless the United States Probation Office should determine otherwise.  
10 The United States Probation Office shall also determine the time and place of testing  
and evaluation and the scope of treatment.

11 Prior to commencing any evaluation or treatment program, Defendant shall  
12 provide waivers of confidentiality permitting the United States Probation Office and  
13 the treatment provider to exchange without qualification, in any form and at any  
14 time, any and all information or records related to Defendant's conditions of release  
15 and supervision, and evaluation, treatment and performance in the program. It shall  
be the responsibility of defense counsel to provide such waivers.

16 **If Defendant leaves an inpatient program before treatment is completed,**  
17 **the treatment facility and Defendant shall immediately notify the U.S.**  
18 **Probation Officer or, if the U.S. Probation Officer is unavailable, the U.S.**  
19 **Marshal, who shall in turn immediately notify the undersigned. Defendant**  
**shall comply with all directives of the U.S. Probation Officer.**

20 *PROVIDED* that Defendant's treatment and release from custody is on the  
21 express condition that treatment not hinder or delay the adjudication of this case, and  
22 that Defendant appear in person when required regardless of treatment status, and  
23 maintain adequate contact with defense counsel.

24 **(27) Prohibited Substance Testing: If random urinalysis testing is not done**  
25 **through a treatment program, random urinalysis testing shall be**  
26 **conducted through Pretrial Services, and shall not exceed six (6) times**  
27 **per month.** Defendant shall submit to any method of testing required by the  
28 Pretrial Service Office for determining whether the Defendant is using a  
prohibited substance. Such methods may be used with random frequency and  
include urine testing, the wearing of a sweat patch, a remote alcohol testing

1 system, and/or any form of prohibited substance screening or testing.  
2 Defendant shall refrain from obstructing or attempting to obstruct or tamper,  
3 in any fashion, with the efficiency and accuracy of prohibited substance  
4 testing.

5 (31) Defendant shall be returned to the custody of the U.S. Marshal upon  
6 completion of treatment, absent further order of the Court.

7 Defendant's motion, **ECF No. 47**, is hereby **GRANTED**.

8 **IT IS SO ORDERED.**

9 DATED April 12, 2018.

A handwritten signature in black ink, appearing to be "M", is written over a horizontal line.

JOHN T. RODGERS  
UNITED STATES MAGISTRATE JUDGE